



U.S. Department of Justice

United States Attorney  
Southern District of New York

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

January 31, 2022

**BY E-MAIL**

The Honorable Valerie E. Caproni  
United States District Judge  
Southern District of New York  
Thurgood Marshall United States Courthouse  
40 Foley Square  
New York, New York 10007

**MEMO ENDORSED**

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 2/1/2022

**Re: *United States v. Brian O'Neill, 22 Cr. 057***

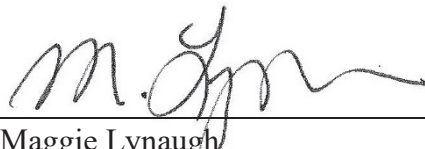
Dear Judge Caproni:

The Government writes jointly with defense counsel to request that arraignment in the above-captioned case be set for the afternoon of Thursday, February 3, 2022, if that date is convenient for the Court.

The Government also respectfully requests that the time between today and the arraignment be excluded pursuant to the provisions of the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A). The Government respectfully submits that the ends of justice served by granting the proposed exclusion outweigh the best interests of the public and the defendant in a speedy trial, as the proposed exclusion will allow the Government time to prepare and produce discovery, the defendant time to review such discovery, and the parties an opportunity to discuss the possibility of pretrial resolution of this case. Defense counsel has informed me that he consents to this request.

Respectfully submitted,

DAMIAN WILLIAMS  
United States Attorney for the  
Southern District of New York

By:   
Maggie Lynaugh  
Assistant United States Attorney  
(212) 637-2448

Application GRANTED. Mr. O'Neill's arraignment is scheduled for **February 3, 2022 at 12:00 p.m.** in Courtroom 443 of the Thurgood Marshall United States Courthouse, located at 40 Foley Square, New York, New York 10007.

Per the SDNY COVID-19 Courthouse Entry Program, any person who appears at any SDNY courthouse must complete a questionnaire and have his or her temperature taken. Completing the questionnaire ahead of time via this link (<https://app.certify.me/SDNYPublic>) will save time and effort upon entry. Only those individuals who meet the entry requirements established by the questionnaire will be permitted entry. Please contact chambers promptly if you or your client do not meet the requirements.

Time is excluded for the period between now and February 3, 2022, under the Speedy Trial Act, 18 U.S.C. § 3161(h)(7) (A), as the ends of justice served by giving Defendant additional time, given Defendant's need to travel to the District and the logistical difficulties that are continuing to be caused by COVID-19, outweigh the interests of the public and the Defendants in a speedy trial.

SO ORDERED.

A handwritten signature in blue ink, appearing to read "Valerie Caproni", is written over a horizontal line.

2/1/2022

HON. VALERIE CAPRONI  
UNITED STATES DISTRICT JUDGE